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6 Attorneys for Appellee Brian Weiss, Trustee of the
7 Walldesign Liquidation Trust, as Successor-in-Interest
to the Official Committee of Unsecured Creditors of
the Chapter 11 Bankruptcy Estate of Debtor Walldesign, Inc.
8

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**

11 In re	Case No. 8:12-bk-10105-CB
12 WALLDESIGN, INC., a subchapter S	Chapter 11
13 Corporation,	Adv. No. 8:13-ap-01412-CB
14 Debtor and	District Court Case No. 8:15-cv-01586-
15 Debtor-in-Possession.	VAP
16 LORY'S-WEST, INC. dba XIV	STIPULATION TO DISMISS
17 KARATS, LTD., a California	APPEAL PURSUANT TO
18 corporation,	FEDERAL RULE OF
19 Appellants,	BANKRUPTCY PROCEDURE 8023
20 v.	
21 BRIAN WEISS, TRUSTEE OF THE	
22 WALLDESIGN LIQUIDATION	
23 TRUST, AS SUCCESSOR-IN-	
24 INTEREST TO THE OFFICIAL	
25 COMMITTEE OF UNSECURED	
26 CREDITORS OF THE CHAPTER 11	
27 BANKRUPTCY ESTATE OF	
28 DEBTOR WALLDESIGN, INC.,	
	Appellee.

1 Pursuant to Federal Rule of Bankruptcy Procedure 8023, appellee Brian
 2 Weiss, Trustee (the “Trustee”) of the Walldesign Liquidation Trust, as successor-in-
 3 interest to the Official Committee of Unsecured Creditors of the Chapter 11
 4 bankruptcy estate of Walldesign, Inc. and appellant Lory’s-West, Inc. dba XIV
 5 Karats, Ltd. (“XIV Karats”) (the Trustee and XIV Karats are collectively referred to
 6 as the “Parties”), stipulate as follows:

7 **RECITALS**

8 1. On September 15, 2015, the United States Bankruptcy Court for the
 9 Central District of California entered its “*Judgment Against Lory’s-West, Inc. dba*
 10 *XIV Karats, Ltd.*” (the “Judgment”) in *Committee v. XIV Karats*, Adversary Case
 11 No. 8:13-ap-01412, against XIV Karats and in favor of the Trustee.

12 2. On September 29, 2015, XIV Karats timely filed its Notice of Appeal
 13 of the Judgment (the “Appeal”), electing to have the appeal heard by the United
 14 States District Court rather than the Bankruptcy Appellate Panel.

15 3. The Parties have discussed the instant Appeal, and have agreed that,
 16 pursuant to Federal Rule of Bankruptcy Procedure 8023, the Court should enter an
 17 order dismissing the Appeal in its entirety.

18 4. The Parties further agree that any order dismissing the appeal should
 19 direct that each party is to bear its own attorneys’ fees and costs.

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1 **STIPULATION**

2 **NOW, THEREFORE**, the parties hereby stipulate that, subject to Court
3 approval:

4 1. The Appeal shall be dismissed; and,
5 2. Each party shall bear its own attorneys' fees and costs.

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7 Dated: January 6, 2016

LANDAU GOTTFRIED & BERGER LLP

8
9 By /s/ Jack A. Reitman

10 Jack A. Reitman

11 Attorneys for Appellee Brian Weiss,
12 Trustee of the Walldesign Liquidation
13 Trust, as Successor-in-Interest to the
14 Official Committee of Unsecured Creditors
15 of the Chapter 11 Bankruptcy Estate of
16 Debtor Walldesign, Inc.

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18 Pursuant to Local Rule 5-4.3.4, the above-signed hereby attests that all other
19 signatories listed, and on whose behalf the filing is submitted, concur in the filing's
20 content and have authorized the filing.

21
22 Dated: January 6, 2016

23 FOX ROTHCCHILD LLP

24
25 By /s/ Lawrence C. Hinkle II

26 Lawrence C. Hinkle II

27 Attorneys for Appellant Lory's-West, Inc.
28 dba XIV Karats, Ltd.